IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

WP(C).No. 28200 of 2005(F)

PETITIONER:

VARIKODAN ABOOBACKER,
S/O.MOHAMMED, AGED 47 YEARS,
PONGALOOR, MAMPAD, MALAPPURAM DISTRICT.

BY ADV. SRI.P.GOPAKUMARAN NAIR
SRI.C.S.DIAS
SRI.AJITH MURALI

RESPONDENTS:

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1. DISTRICT COLLECTOR, COLLECTORATE,
MALAPPURAM DISTRICT.

2. EDAVANA GRAMA PANCHAYAT,
EDAVANA, REPRESENTED BY ITS SECRETARY.

3. SUB INSPECTOR OF POLICE,
WANDOOR POLICE STATION, MALAPPURAM DISTRICT.

BY ADV. SRI.K.M.SATHYANATHA MENON for R2
SRI. K.V. MANOJ, GOVERNMENT PLEADER for R1

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF PERMIT NO. 89304 ISSUED BY THE 2ND RESPONENT IN FAVOUR OF THE PETITIONER'S VEHICLE NO. KL-11/A-6199.

EXT.P2: COPY OF APPLICATION SUBMITTED BY THE PETITIONER TO THE 1ST RESPONDENT.

EXT.P3: COPY OF THE ORDER NO. B8-24453/2003 ISSUED BY THE 1ST RESPONDENT.

/True Copy/

P.A to Judge.

KURIAN JOSEPH , J

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W.P.(C) NO. 28200 OF 2005

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Dated this the 6th day of July, 2007.

JUDGMENT

The writ petition is filed with the following prayers:

i) issue a writ of certiorari or other appropriate writ, order or direction, quashing Ext.P3 order.

ii) issue a writ of mandamus or other appropriate writ, order of direction, commanding the 1st respondent to order return of the lorry bearing No. KL-11/A 6199 unconditionally and the value of the sand seized to the petitioner.

The petitioner prays for an opportunity to approach the 1st respondent by producing relevant materials. In the event of petitioner approaching the 1st respondent as above, the 1st respondent will consider the matter with notice to the petitioner and appropriate orders, in accordance with law, will be passed expeditiously.

The writ petition is disposed of accordingly.

KURIAN JOSEPH, JUDGE.

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